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STANFORD HEATH CARE

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

STANFORD HEALTH CARE, a  
California Non-Profit Corporation,

Plaintiff,

vs.

TRUSTMARK SERVICES  
COMPANY, a Delaware for profit  
corporation, and DOES 1 THROUGH  
25, INCLUSIVE,

Defendants.

Case No.: 5:22-cv-03946-SVK

[PROPOSED] ORDER DENYING  
DEFENDANTS' MOTION TO  
DISMISS SECOND AMENDED  
COMPLAINT

[Filed concurrently with Plaintiff's  
Opposition]

Hearing Date: April 6, 2023

Hearing Time: 1:30 p.m.

Courtroom.: 3

Before: Hon. Richard  
Seeborg

**[PROPOSED] ORDER**

Before the Court is Defendants' Motion To Dismiss Pursuant to FED. R. CIV. P. 12(b)(6). Upon consideration of Defendant's moving papers, Plaintiff's opposing papers, the evidence, and arguments of counsel, the Court finds:

1. Defendant's Motion to Dismiss under FED. R. CIV. P. 12(b)(6) as to the Breach of Implied-in-Fact Contract cause of action is DENIED.
2. Defendant's Motion to Dismiss under FED. R. CIV. P. 12(b)(6) as to the violation of California's Unfair Competition Law Bus. & Prof. Code § 17200, *et seq.* cause of action is DENIED.
3. Defendant's Motion to Dismiss under FED. R. CIV. P. 12(b)(6) as to the *Quantum Meruit* cause of action is DENIED.

**So ordered.**

Dated:

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Hon. Richard Seeborg